# EXHIBIT 4

SEP-21-2005 WED 12:56 PM CLOPPERT LAW

FAX NO. 614 621 6963

P. 07

KLINE-SPECTER.P. C. JUL. 8. 2003 4:58PM

P. 1 NO. 326

## KLINE & SPECTER

A Professional Corporation The Notice of Lora 1523 Local Street Price Deliver, Pa 79102 The Review, 215-772-7000 Univer Facse (88, 215-735-0017 www.Kup.espectur.com

## FAX COVER SHEET

· July 8, 2003

Souder

Plonald B. Haviland, Jr. Esquire

File:

In re AWT Linguism

Our File No.: 200700

RECARIENTS	Represents	Trikymone	THI SPAX
Michael Mustokoff, Esquiro DUANE Michenis LLP One Liberty Place, Suite 4200 Philadelphia, PA 19103-7396 215-979-1810	Dr. Saad Antoun	215-979-1000	215-979-1020
Jack Pernandez, Esquire	Dr. Stanley Hopking	813-221-1010	813-223-7961

101 E. Kennedy Blvd., Suite 1200 Tampa, Pl. 33602

> 614-445-9487 Dr. Robert Berkman 614-444-8800

Terry K., Suoman, Esquire 52 West Whittier Strout Columbus, OH 43206

> 732-224-9494 732 224-9400

Jobn E. Keofe, Jr., Asquire Lynco, Martin, Kane, Kuper, KENER & BARTELS, LIC 830 Broad Street Shrewatury, NJ 07702

Paper: 3 (including fover).
Comments. Original I.1 will let will not follow.

If you do not receive all the pages, please call: Kathy (215-772-1398), Judy (215-772-2479), Deb (215-772-2483) or Jennifer (215-772-2482).

MAY, VIXENLION AND

CHECK TO MAKE CERTAIN THAT YOU ARE THE INTENDED RECIPIENT OF THIS DOCUMENT.
The informance condition in this transmission is intended for the sale side of the individual or entry to a how it is addressed, and may consume historian that is an accordant to the intended recipient, historian that is an accordant provides and incident examples of the intended recipient, you are a factly and in a wayer of any privilege, that you are not distoriant to review or reveal the following pages, and that the accordant that this is not a wayer of any privilege, that you are not distoriant to receive the communication is error, please notify us discontinuous. Therefore, and the communication is error, please notify us ignorable by reliant cult and recent this original transmitted to us by notify it is adverted that communication in error, please notify is ignorable by reliant cult and recent this original transmitted to us by notify it is observed and recent the sale of the sale

SEP-21-2005 WED 12:56 PM CLOPPERT LAW

FAX NO. 614 621 6963

P. 08

JUL. C. 2003 4.58PM KLINE-SPECTER-P. C.

NO. 326 P. 7

Ktiak & Beeceer
A hoseovical componation
Antoinate at Law
the numerounth floor
ises locust street
halpeliphia, penniyevania 18103

Donath L. Haviland, Jh.

Court Par 210-734-6057

214-772-1000

かれに オドシブフロイタはつ

Figh-light by handalking apacter com

July 8, 2003

VIA FACSIMILE

Michael Musiokoff, Esquire Duang Morres L.P. One Liberty Place, Suite 4200 Philadelphia, Pennsylvania 19103-7396

> e: International Union of Operating Engineers, Local No 68 Welfare Fund v, AstraZeneca Pharmaceuticals, L.P., et al.; C.A. No.: C-193-03

Dog Mike:

Per our telephone conversation this afternoon, and our discussion about the need for you and corosel for the other dector-defendants to determine whether or not to consent to federal court jurisdiction in this case, the following is language we would propose to be put in a letter to the federal court and plaintiff's counsel indicating your lack of consent to federal jurisdiction:

"This should serve to confirm that my client, Dr. does not consent to the jurisdiction of the federal court in this case pursuant to 28 U.S.C. § 1446. Instead, my client desires to have this case proceed in New Jersey state court, Monnouth County as originally filed,"

The same letter should be faxed to the following, with a carbon-copy to plaintiff's counsel:

William T. Walsh, Clerk
United States District Court
District of New Jersey
Martin Luther King Federal Bldg
and United States Courthouse
50 Walnut Street
Newark, NJ 07102
(973) 645-6659 Pacsimile

In addition, in order to short change the process for resolving the plaintiff's motion for a temporary restraining order against Dr. Antoun, if you are inclined to do so, I would suggest you adduldional language to the effect that Dr. Antoun either consents to or does not oppose the entry of

SEP-21-2005 WED 12:56 PM CLOPPERT LAW

FAX NO. 614 621 6963

P. 09

JUL. 8. 2003 4: 58PM

KLINE-SPECTER-P. C

NO. 326 P. 3

KITHE & SPRINGER ላ የሚያያለተመነው፤አለፍ የዕክተፍ ተሉ ነገር።

> Michael Mustokoff, Esquire DUANE MORRES LLP July 2, 2003 Page 2

a temporary restraining order against bim. If you would like to add additional language to the effect that Dr. Amount concents to the same because he has been complying with the law since the time of his riminal prosecution, or other favorable language, I would have no objection to the additional language for the bonefit of your client.

As we discussed, we need a latter indicating your intention with respect to the federal removal by tomorrow morning in order to have it available at the conference with the federal court on our enter gency Motion for Remand. We would ask the same expedited consideration from both Jack Fernandez and Terry Shorman on behalf of their respective ellents.

Please fool fice to give me a call if you have any questions concerning the foregoing. Otherwise, I look forward to hearing from you on these issues.

DONALD E. HAVILAND, JR.

DEHAN

ea: Inck Fernandez, Esquire (via facsimile) Terry Sherman, Esquire (via facsimile) John R, Kecfe, It., Esquire (via facsimile)

CITISTANIA DISTRICATO (200700) LATER - NI (200701) LIBANI MONININA MILIANI OOS (10 ° 410 UU milay 11 20 CO et exest med

## KLINE & SPECTER

A Professional Corporation
The Norteenth Floor
1525 Locust Street
Philadelphia, PA 19102
TELEPHONE: 215-772-1000
DIRECT FACSIMIE: 215-735-0957
WWW.KLINGSPECTER.COM

#### **FAX COVER SHEET**

July 8, 2003

Sender:

Donald E. Haviland, Jr., Esquire

File:

In re AWP Litigation

Our File No.: 200700

RECIPIENTS	REPRESENTS	TELEPHONE	TELEFAX
Michael Mustokoff, Esquire  DUANE MORRIS LLP  One Liberty Place, Suite 4200  Philadelphia, PA 19103-7396  215-979-1810	Dr. Saad Antoun	215-979-1000	215-979-1020
Jack Fernandez, Esquire ZUCKERMAN, SPAEDER, LLP 101 E. Kennedy Blvd., Suite 1200 Tampa, FL 33602	Dr. Stanley Hopkins	813-221-1010	813-223-7961
Terry K. Sherman, Esquire 52 West Whittier Street Columbus, OH 43206	Dr. Robert Berkman	614-444-8800	614-445-9487
John E. Keefe, Jr., Esquire LYNCH, MARTIN, KANE, KUPER, KEEFE & BARTELS, LLC 830 Broad Street Shrewsbury, NJ 07702		732-224-9400	732-224-9494

If you do not receive all the pages, please call:

(including cover).

Comments: Original [] will [2] will not follow.

Kathy (215-772-1398), Judy (215-772-2479), Deb (215-772-2483) or Jennifer (215-772-2482).

## ATTENTION SI

CHECK TO MAKE CERTAIN THAT YOU ARE THE INTENDED RECIPIENT OF THIS DOCUMENT.

The information contained in this transmission is intended for the sole use of the individual or entity to whom it is addressed, and may contain information that is attorney-client privileged, confidential and/or exempt from disclosure under applicable law. If you are not the intended recipient, you are hereby notified that this is not a watver of any privilege, that you are not outhorized to review or reveal the following pages, and that dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by collect call and return this original transmission to us by mail at the above address. Thank you.

## KLINE & SPECTER

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

THE NINETEENTH FLOOR

PHILADELPHIA, PENNSYLVANIA 19102

DONALD E. HAVILAND, JR.

215-772-1000

Direct Fax: 215-735-0957

FAX: 215-772-1359

Donald.Havliand@klinespecter.com

July 8, 2003

## VIA FACSIMILE

Michael Mustokoff, Esquire **DUANE MORRIS LLP**One Liberty Place, Suite 4200

Philadelphia, Pennsylvania 19103-7396

Re:

International Union of Operating Engineers, Local No 68 Welfare Fund

v. AstraZeneca Pharmaceuticals, L.P., et al.; C.A. No.: C-193-03

### Dear Mike:

Per our telephone conversation this afternoon, and our discussion about the need for you and counsel for the other doctor-defendants to determine whether or not to consent to federal court jurisdiction in this case, the following is language we would propose to be put in a letter to the federal court and plaintiff's counsel indicating your lack of consent to federal jurisdiction:

"This should serve to confirm that my client, Dr. \_\_\_\_\_, does not consent to the jurisdiction of the federal court in this case pursuant to 28 U.S.C. §1446. Instead, my client desires to have this case proceed in New Jersey state court, Monmouth County as originally filed."

The same letter should be faxed to the following, with a carbon-copy to plaintiff's counsel:

William T. Walsh, Clerk
United States District Court
District of New Jersey
Martin Luther King Federal Bldg
and United States Courthouse
50 Walnut Street
Newark, NJ 07102
(973) 645-6659 Facsimile

In addition, in order to short change the process for resolving the plaintiff's motion for a temporary restraining order against Dr. Antoun, if you are inclined to do so, I would suggest you add additional language to the effect that Dr. Antoun either consents to or does not oppose the entry of

## KLINE & SPECTER A PROFESSIONAL CORPORATION

Michael Mustokoff, Esquire DUANE MORRIS LLP July 8, 2003 Page 2

a temporary restraining order against him. If you would like to add additional language to the effect that Dr. Antoun consents to the same because he has been complying with the law since the time of his criminal prosecution, or other favorable language, I would have no objection to the additional language for the benefit of your client.

As we discussed, we need a letter indicating your intention with respect to the federal removal by tomorrow morning in order to have it available at the conference with the federal court on our emergency Motion for Remand. We would ask the same expedited consideration from both Jack Fernandez and Terry Sherman on behalf of their respective clients.

Please feel free to give me a call if you have any questions concerning the foregoing. Otherwise, I look forward to hearing from you on these issues.

Yours sincerely

DONALD E. HAVILAND, JR.

DEH/in

ce: Jack Fernandez, Esquire (via facsimile)
Terry Sherman, Esquire (via facsimile)
John E, Keefe, Jr., Esquire (via facsimile)

GADEHA WF GENERAL - (200700)/AWF - NJ (200701)/Letters/Mustokoff, Michael 003 (re language to be put in court letter), wild